

**FREDERICK COUNTY LIQUOR BOARD**  
***Public Meeting Minutes***  
***Monday, July 16th, 2018***

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Those Present:     Mr. Jesse Pippy, Chairman  
                          Mr. Rick Stup, Board Member  
                          Mrs. Debbie Burrell, Board Member  
                          Mrs. Linda Thall, Senior Assistant County Attorney  
                          Mr. Bob Shrum, Alcoholic Beverage Inspector  
                          Mr. Robert Lind, Alcoholic Beverage Inspector  
                          Mrs. Penny Bussard, Liquor Board Coordinator  
                          Mrs. Dawn Shugars, Administrative Specialist V

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A Public Meeting was held at 12 E. Church Street, Frederick, Maryland, and was called to order at 9:00 AM by Chairman Pippy.

1. Violations

a. Sales to Minor

Black Hog Barbeque & Bar  
David Weaver  
for the use of Pit Boss, Inc.  
t/a Black Hog Barbeque & Bar  
118 S. Market Street  
Frederick, MD 21701  
Class B, On Sale, Beer, Wine and Liquor  
License #11BL 2323, FCLB Case#11304

Mrs. Thall swore in the witnesses. Mrs. Thall read the charge that on February 12th, 2018 at approximately 4:23 pm, either directly or through an employee, you sold or provided an alcoholic beverage to a person under the age of twenty one years. The person identified as Christian Polyniak was allowed to possess an alcoholic beverage in violation of §6-304 Maryland Annotated Code and §6.16 (a) and (g) of the Frederick County Alcoholic Beverages Regulations.

The minor and the inside officer was not present for the hearing. Only the outside officer was present. Mr. Pippy asked staff to verify that he was sent a summons. Mrs. Bussard stated that notification was sent and there was no request to excuse the minor from the proceeding. The officer could not answer as to why the minor was not present. The licensee requested that the charges be dismissed. Mrs. Thall clarified that it is his right to request this dismissal without pleading.

Mr. Pippy reiterated that the licensee has the right to face their accuser. He pointed out the expectations from the compliance checks memo that

was given to the agencies to follow. This states that the minor must be present at the hearings. He asked the Board to take a vote on the request.

**MOTION:** Mrs. Burrell made a motion to dismiss the case because the witness was not present.

**SECOND:** Mr. Pippy seconded the motion.

**FURTHER DISCUSSION ON THE MOTION:** Mr. Stup did not support the motion because the officer is present. Mr. Pippy expressed his frustration with the agency performing the compliance checks and the lack of getting all the parties present. He made it clear to the establishment that this is still on their record. If another incident occurs this will be open for discussion. Mr. Tauraso clarified that he has made changes and he knows he got off on a technicality.

**VOTE:** Mrs. Burrell -Aye  
Mr. Stup-Aye  
Mr. Stup- Nay

The vote was **Ayes-2, Nay-1**  
**(Motion passed)**

b. False Statement

Urbana Fuel & Treats  
Sameer Ailawadi and Surbir Kamboj  
for the use of Urbana Fuel & Treats LLC.  
t/a Urbana Fuel & Treats  
8816 Fingerboard Road  
Frederick, MD 21704  
Class A, On Sale, Beer, Wine & Liquor  
License #11AW 1290 SU, FCLB Case#11496

Mr. Milano is here representing Mr. Kabaj. He is not representing the entity Urbana Fuel & Treats. Sameer Ailawadi is representing himself. Mrs. Thall read the charge that on April 23<sup>rd</sup>, 2018 while filing the renewal application, a licensee made a material false statement. This is a violation of §6-11 of the Frederick County Alcoholic Beverages Regulation and Maryland Annotated Code and §4-604. Mr. Kamboj plead guilty. Mr. Aldwaldi is disputing the charge. He is not pleading guilty

Mr. Pippy wanted Mrs. Thall to clarify the Regulation §5.37. The licensee is responsible for violations committed not only by the licensee but the licensee's agents, employees and operators. Mr. Pippy wanted Mr. Aldwaldi to understand that the Board needs a plea. Mr. Aldwaldi wanted to know what the background was of the false statement. He is not clear on the charges against him. Initially Mr. Kamboj made an attempt to

submit the renewal application without Mr. Aldwaldi's signature. When he was made aware of this, he came in and corrected the renewal application. He feels when the application was submitted in its final form, it was correct. He doesn't believe there was a false statement made by him.

Mrs. Thall made a proffer to the Board regarding an operating agreement that was submitted in May of 2012. This shows each licensee having 50% interest in the business. When the tax returns were filed for the business 2013 through 2016, it showed the same ownership percentages. The difficulty comes into consideration when the renewal applications were filed in 2012 and 2013 they were filed 50% ownership to each licensee. Starting in 2014 the renewal applications were filed as Mr. Kamboj with 100% ownership. This goes through 2016. In 2017 initially the renewal was filed with 100% ownership but then got amended to show the 50%. Then in 2018 the initial renewal application was submitted with 100% ownership by Mr. Kamboj. Then the operating agreement was amended on August 1st, 2013 to show Mr. Aldwaldi sold his 50% interest to Mr. Kamboj. The difficulty is that a second amendment dated the same date states the complete opposite. It shows Mr. Kamboj sold his 50% interest to Mr. Aldwaldi. The amendments that were filed are conflicting. This leads to the material false statements. This was false representations of the ownership.

Mr. Pippy asked if both licensees signed the renewal application. Mr. Aldwaldi stated he eventually did sign the renewal. He wanted the Board to be aware that Mr. Kamboj brought the renewal application in without his signature. He added that Mr. Kamboj signed all three lines on the renewal application and he never signed his name. He became suspicious when he realized the renewal had to be submitted. He knew he had not signed it yet. He checked with staff at the Liquor Board to find out that the application was already submitted, which made him come in to view the documents and discover they had been submitted with false information. Mr. Aldwaldi asked that the signatures be done only in person from here on out because he felt like Mr. Kamboj was being dishonest.

Mr. Milano examined the evidence in the files. He is representing Mr. Kamboj. It appears the operations have been run hands on by Mr. Kamboj since 2012. Mr. Aldwaldi was the paperwork guy. The documents that were being filed on behalf of the business with the state agencies, was done so by Mr. Aldwaldi. The partners are currently in a dispute in Montgomery County Circuit court. The substance of the dispute goes with the relationship of the business. What he can see is that both signatures are notarized. We are not here to litigate who signed for whom on behalf of the business. For the purposes of this particular hearing, he had advised his client, based on the evidence presented that it appears there was a material false statement. The main goal is to keep the license in

compliance. Currently the license is signed and executed by both parties with 50% ownership between the parties. The matter being disputed in circuit court right now is not the issue we are here to resolve today. He had advised that Mr. Kamboj to plead guilty based on the evidence he has reviewed from the file. We do acknowledge that there is an issue but most of those facts need to be hashed in the pending court case.

Mr. Aldwaldi addressed Mr. Milano regarding his statement that he was the paperwork person and Mr. Kamboj is the day to day operations person. He said, "That is false." The renewal applications that have been filed for 2012 and 2013 had Mr. Aldwaldi's signature on them. On 2014 through 2016 renewal Mr. Kamboj wrote that he was 100% owner. Only his signature appears on the stock page of the application. He wants this noted for the record. The pending litigation does not relate to the ownership. He will not admit to a material false statement. The 2018 renewal was amended and submitted correctly according to his understanding. Mr. Aldwaldi wanted for the record that Mr. Kamboj signed all the tax returns. Less than a week ago in the other pending case in Montgomery County he alleged that Mr. Kamboj signed interrogatories that state the ownership of the business is 50/50. This is why he cannot plead to something he didn't do.

Mr. Pippy said we need to get to the bottom of this issue. Currently there is a dispute of who owns what. Mr. Pippy wants to understand what is going on in order to make a decision. Mr. Milano interjected that there are ongoing allegations against Mr. Aldwaldi for misappropriation of funds and theft. The nature of this discussion today should stay with the renewal application. Mr. Pippy asked Mrs. Thall about the conflicting claims of ownership. She clarified that in fact there has been conflicting information that was presented in their renewal application.

Mr. Pippy wanted everyone to know that all applications have ownership on them. It must be accurate. Mr. Kamboj stated he dropped off the renewal packet with him as 100% owner. Staff noticed a signature missing and Mrs. Bussard gave the incomplete renewal back to Mr. Kamboj. That is when Mr. Aldwaldi contacted the office to state he would not sign unless it was in person. The original paperwork was not accurate. The second amendment is what caused staff to question what the ownership truly was. Mrs. Bussard had Mrs. Thall review all of the documents to ensure a violation had occurred.

Mr. Aldwaldi was not in a mental capacity last year to sign off on the documents because of a major surgery he had. He alleges that in 2017 when Mr. Kamboj filed the renewal it was in accurate. Mr. Pippy is still trying to understand all the facts. He asked Mr. Aldwaldi if he signed the 2017 renewal. Mr. Aldwaldi said, "Yes, he signed as 50% owner." He did not notice until this year that it was changed to 100% ownership. Mrs.

Bussard interjected that we had Mr. Kamboj change it because it wasn't consistent with the year previous. Mr. Milano added that 2013 through 2016 showed 100% ownership. The other issues are under litigation. The issue comes in when the 2017 renewal was changed to 50% and then back to 100%. Mr. Milano acknowledges there were inconsistencies. How they arose, who signed for what is not something this Board needs to consider. He is asking that the Board stay with the fact and acknowledgement of Mr. Kamboj that there are inconsistencies. The records indicate a material false statement and Mr. Kamboj has plead guilty to that charge.

Mr. Aldwaldi wants to point out again that interrogatories that were filed in circuit court last week states that Mr. Kamboj is 50% owner. He is asking the Board why it would not be 50% ownership as filed and therefore still feels like he did not make a material false statement.

Mr. Milano is trying to bring this particular issue before the Board to a close. The civil case will be adjudicated separately.

Mrs. Burrell asked who filed the renewals in the past. Mr. Kamboj said that Mr. Aldwaldi filed the renewal 2014 through 2016. He filed them in 2017 and 2018. Mr. Kamboj did what he was instructed to do on the renewals by the staff. He made a mistake picking this partner. He found out the theft that was taking of place and decided to pursue that with the civil case. Mrs. Burrell asked both licensees if they understood that they are responsible for any statements and documents presented to the Board. Both licensee responded with a yes.

Mr. Milano doesn't think we need to get into the weeds of the civil case. The issue is there is two amendments to the operating agreement. He wants the Board to understand this second amendment did not surface until 2018 but was dated August 1<sup>st</sup>, 2013. Mr. Kamboj interrupted and said Mr. Aldwaldi forged those documents. Mr. Aldwaldi wants for the record that he has hired a forensic accountant to dispute the civil charges. He wants the Board to know Mr. Kamboj signed the tax returns. He claims Mr. Aldwaldi forged them. He has used the 50% ownership to file his personal tax returns, therefore if he forged them why did Mr. Kamboj use them to file his tax returns.

Mr. Aldwaldi acknowledged that 2016 and 2017 there was a material false statement. He acknowledges that on the entities behalf not him personally.

Mr. Pippy wants to make a motion to postpone the case until the civil case is adjudicated. Mrs. Thall respectfully doesn't think that is necessary. There is admissions by both parties that a material false statement was made. She would like the Board to stay out of the litigation. She would

like the Board to stick to the issue in front of them today. Mr. Pippy is concerned with the intent.

Mr. Milano once again wants the Board to understand that the ownership is germane to the litigation. Mr. Kamboj said the state documents have them as 50% partners.

Mrs. Thall read the Board's options for penalty. Mrs. Bussard read the violation history. On June 6<sup>th</sup>, 2017, there was No Alcohol Awareness person on site, paid a \$100 no contest letter. On September 8<sup>th</sup>, 2017, there was a Sales to Minor, paid a \$500.00 fine. On June 14<sup>th</sup>, 2018, there was Late to File a Renewal, paid a \$200.00 no contest letter.

**MOTION:** Mr. Stup made a motion to asses a \$500.00 fine, suspend all but \$100.00.

**SECOND:** Mrs. Burrell seconded the motion.

**FURTHER DISCUSSION ON THE MOTION:** Mr.

**VOTE:** Mr. Pippy - Abstain  
Mrs. Burrell -Aye  
Mr. Stup – Aye

The vote was **Ayes 2, Abstain-1**  
**(Motion passed)**

2. New Licenses

a. Peru Inka

Peru Inka  
Indrajeet Yadav, Rosa Raez and Rajan Thapa  
for the use of Anjali International Groceries, LLC.  
t/a Peru Inka  
1170 West Patrick Street, Suite E  
Frederick, MD 21703  
Class B, On Sale Beer, Wine & Liquor

Mrs. Dean swore in the applicants. The pending items are Occupancy, Fire Marshal, Zoning, Health Department, Taxes, and Inspector's report. Mr. Yadav stated he needed approximately ten days to finalize all the inspections. Inspector Lind went out on July 3<sup>rd</sup>, 2018 and the establishment meets all the requirements of this Board. This is converting from a liquor store to a restaurant.

Mr. Pippy asked if they were going to open at 6:00am. Mr. Yadav replied, "Yes for breakfast." He wanted them to understand the added responsibility of converting from a liquor store to a restaurant.

Mr. Stup asked if there would be any outdoor seating. Mr. Yadav replied, “No.” He asked what type of music will be on the entertainment. Mr. Yadav replied, “There will be only speakers playing.” Mr. Stup made them aware that someone who has alcohol certification must be on the premise at all times. There was no violation history on the original license. Mrs. Burrell wanted to make him aware to utilize the tools available from our website and training opportunities.

**MOTION:** Mr. Stup made a motion for conditional approval until January 21<sup>st</sup>, 2018.

**SECOND:** Mrs. Burrell seconded the motion.

**FURTHER DISCUSSION ON THE MOTION:** There was no further discussion.

**VOTE:** Mr. Stup-Aye  
Mr. Pippy-Aye  
Mrs. Burrell -Aye

The vote was unanimous **Ayes3, Nay-0**  
**(Motion passed)**

b. Idiom Brewing Co.

Idiom Brewing Co.  
Michael Clements  
for the use of Idiom Brewing Co.  
t/a Idiom Brewing Co.  
340 East Patrick Street, Suite #104  
Frederick, MD 21701  
Class DBR, On Site Consumption, Beer Only

Mrs. Thall swore in the applicants. The pending items are Occupancy permit, Zoning, Fire Marshal, Health Department, Fingerprinting, Retail Sales Tax, Workers Comp, Manufacturing Permit, Traders License, and Inspectors report. Mr. Clements stated they are currently in the construction phase. They expect to have all the pending items wrapped up in six to eight weeks. They have state approval just waiting on the actual permit. Inspector Lind went out to the establishment on July 10<sup>th</sup>, 2018 and they are still under construction. They meet all the requirements of this Board.

Mr. Pippy asked if this DBR has to comply with the new hours. Mrs. Bussard found out they do not have to change to the new hours because they applied before the law was changed. Outdoor seating was just approved by the City. Mr. Stup asked if the Inspector checked the outside area. Inspector Lind stated that they were still under construction. He will go back out once the construction is complete.

Mrs. Bussard added that this set up is the same as The Wine Kitchen. Mr. Clement stated that this has a right away required by the City. Mr. Stup wanted to be sure that the barriers meet the city codes. He also wanted them to make sure they are closely monitoring the area. Mr. Pippy agreed that he keep an eye on outside consumption area. Mr. Stup asked about cameras being placed in the area to help with monitoring. Mr. Clements said he is looking into that option but the landlord may have an issue because it is a historic building. Mr. Stup wanted to make it part of his motion. He made them aware of the Alcohol Awareness policy. Mrs. Shugars had just had a group of his staff come to the TIPS class. Mr. Stup asked about the location of the entertainment. Mr. Clement replied to that by stating there would not be any entertainment at this time. Mr. Pippy asked him to add the piped in music that would include speakers.

There was no public comment.

**MOTION:** Mr. Stup made a motion for conditional approval until January 28th, 2019. He asked for security cameras to be added to the building and entertainment to be amended.

**SECOND:** Mrs. Burrell seconded the motion with further clarification that the cameras must be approved by the Historic Society. If the cameras cannot be approved, they can come back before the Board to change this option or instead of coming in for a hearing they could notify us in writing.

**FURTHER DISCUSSION ON THE MOTION:** There was no further discussion.

**VOTE:** Mr. Stup-Aye  
Mr. Pippy-Aye  
Mrs. Burrell -Aye

The vote was unanimous **Ayes3, Nay-0**  
**(Motion passed)**

c. Spinners

Spinners  
Joseph Said, Brian Nalley and George Arfken  
for the use of Pinball Edu, Inc.  
t/a Spinners  
919B East Street  
Frederick, MD 21701  
Class C, On Sale Beer, Wine & Liquor

Mrs. Thall swore in the applicant. Mr. Pippy observed that there were missing applicants who needed to be here for the hearing. Mr Said pointed out that back in February the Board had excused the other applicants from

having to return for this hearing. Mr. Pippy said that all applicants must appear for the hearing. Mrs. Thall stated that the Board has the discretion to excuse applicants. Typically this Board does ask for all applicants to be present for a new application. Mr. Said said that his original hearing was for July 9<sup>th</sup> and that got postponed to July 16<sup>th</sup>. He has no control over the Board changing the hearing date. Mr. Pippy feels this should be postponed.

**MOTION:** Mrs. Burrell made a motion for postponement to August 13<sup>th</sup>, 2018.

**SECOND:** Mr. Pippy seconded the motion.

**FURTHER DISCUSSION ON THE MOTION:** There was no further discussion.

**VOTE:** Mr. Stup-Aye  
Mr. Pippy-Aye  
Mrs. Burrell -Aye

The vote was unanimous **Ayes3, Nay-0**  
**(Motion passed)**

### 3. Transfers

#### a. Brookside Inn

Brookside Inn  
David Noffsinger, Jeanette Noffsinger, and Kaitlyn Noffsinger  
for the use of Brookside Family Inn, Inc.  
t/a Brookside Inn  
Transfer from: John Vanfleet & Paul Vanfleet  
2732 Jefferson Pike  
Jefferson, MD 21755  
Class B, On Sale, Beer, Wine & Liquor

Mrs. Thall swore in the applicants. The pending items are Taxes and an Updated Lease. Mrs. Noffsinger addressed the tax issue is the sellers issue, we are still waiting on the State of Maryland to release them. The settlement is contingent upon the liquor license transfer, the updated lease will be sent in then. Inspector Shrum went out to the establishment on July 7<sup>th</sup>, 2018 and they meet all the requirements of this Board.

Mr. Pippy asked for the file to be updated with Alcohol Awareness certificates. He went through the training tools that are offered by the Liquor Board. This is the first restaurant for Kaitlyn Noffsinger. Her fiancé has managed in the hospitality industry for ten years.

Mr. Stup asked if any changes would be happening to current business model. Mrs. Noffsinger said the business will stay as is for now but as they see the needs change, she will notify the Board. He asked about the

entertainment request and past history with this establishment. Mrs. Noffsinger said there is an existing jukebox and the televisions. These will be regulated by staff. Mr. Stup asked if there are any speakers outside. Mrs. Noffsinger stated that these speakers have been there. Mrs. Bussard noted that those speakers have been there for years.

There was no public comment.

**MOTION:** Mr. Stup made a motion for conditional approval until September 24<sup>th</sup>, 2018.

**SECOND:** Mrs. Burrell seconded the motion.

**FURTHER DISCUSSION ON THE MOTION:** There was no further discussion.

**VOTE:** Mr. Stup-Aye  
Mr. Pippy-Aye  
Mrs. Burrell -Aye

The vote was unanimous **Ayes3, Nay-0**  
**(Motion passed)**

b. Tasting Room

Tasting Room  
Wendi Darr  
for the use of TR, LTD.  
t/a Tasting Room  
Transfer from: Aaron Neider  
101 North Market Street  
Frederick, MD 21701  
Class B, On Sale, Beer, Wine & Liquor

Mrs. Thall swore in the applicants. The pending items are the Inspectors report. Inspector Lind went out to the establishment on July 5<sup>th</sup>, 2018 and they meet all the requirements of this Board.

Mr. Taurso stated the reason for the transfer was that the current licensee left employment. He requested to be removed. Mr. Stup asked if there would be any changes in the operations. Mr. Tauraso answered, "No." Mr. Pippy asked about the basement storage. Mrs. Bussard had the application amended to add the storage.

There was no public comment.

**MOTION:** Mr. Stup made a motion for conditional approval until September 24<sup>th</sup>, 2018.

**SECOND:** Mrs. Burrell seconded the motion.

**FURTHER DISCUSSION ON THE MOTION:** There was no further discussion.

**VOTE:** Mr. Stup-Aye  
Mr. Pippy-Aye  
Mrs. Burrell -Aye

The vote was unanimous **Ayes-3, Nay-0**  
**(Motion passed)**

c. Olde Mother Brewing

Olde Mother Brewing  
Nicholas Wilson and Jonathan Marcoux II  
for the use of Olde Mother Brewing LLC.  
t/a Olde Mother Brewing  
Transfer from: Nicholas and Johnathan Marcoux II  
526 North Market Street  
Frederick, MD 21701  
Class DBR On Sale, Beer, Wine & Liquor

Mrs. Thall swore in the applicants. The pending items are Occupancy permit, Fire Marshal, Health Department, Fingerprinting, Retail Sales Tax, Workers Comp, and Manufacturing Permit. Mr. Marcoux said he is working on the open items and will get all the items resolved within this week. There have been hurdles outside of their control. Inspector Lind went out to the establishment on July 3rd, 2018 and they are still under construction. They meet all the requirements of this Board.

Mr. Pippy wanted to confirm this was just a location move. Their operations will remain the same. He wanted to make sure they get the other agencies approvals. He wanted to be sure they meet the LLC State law. The new DBR hour's law will not apply to them because they are grandfathered in.

Mr. Marcoux said at this time they will not be applying for an outside area or entertainment. They will do this in the future once they get opened and settled in the new location.

Mr. Stup made sure they understood the alcohol awareness person will be on staff at all times. If Mr. Marcoux has any others to be trained he will get the certificates copied for the file.

Mrs. Bussard added that we are working with the City to understand what the requirements will be for Breweries to have entertainment within city limits.

**MOTION:** Mr. Stup made a motion for conditional approval until January 28<sup>th</sup>, 2019. Amend entertainment application.

**SECOND:** Mrs. Burrell seconded the motion.

**FURTHER DISCUSSION ON THE MOTION:** There was no further discussion.

**VOTE:** Mr. Stup-Aye  
Mr. Pippy-Aye  
Mrs. Burrell -Aye

The vote was unanimous **Ayes-3, Nay-0**  
**(Motion passed)**

4. Conference
  - a. Alcohol Awareness

Mi Casa Restaurant  
Jose Angel, Rina Angel, & Elena Turcios  
for the use of Alexy's, Inc.  
t/a Mi Casa Restaurant  
50 N. McCain Drive  
Frederick, MD 21701  
Class B, On Sale, Beer, Wine & Liquor

Mr. Pippy went over that this is a conference for not having an Alcohol Awareness person on staff. He reviewed that state law requires that there is and Alcohol Awareness person on staff at all times. This is a training that is offered to gain a certification in responsible alcohol serving. Mrs. Angel is confused. Jose Angel is the only one certified at this time. Mr. Angel added that everyone on staff now has the certification that is required. Mr. Pippy wanted them to understand that the person who is certified must be there at all times when alcohol is being served. Mrs. Angel interjected that now everyone is trained. Mrs. Bussard stated that we do not have the copies on file and were not aware that anyone else was trained. They will bring the copies into the office today. Mrs. Bussard wanted them to understand that they also need a log for emergencies. Mrs. Angel was confusing that with the work schedule. Mrs. Bussard clarified that the log is there for emergencies, if someone has to leave who is alcohol certified then it will be written down on this log. Mr. Pippy reiterated what state law requires and what this Board expects for alcohol awareness.

5. Arena License - Mr. Pippy read the drafted guidelines. Robert Rudd a representative from Mount Saint Mary's was present to provide feedback on the proposed guidelines. He is in agreement with what the Board has proposed. Mr. Stup wanted them to understand that they needed to provide detailed diagrams of the consumption areas.

**MOTION:** Mr. Stup made a motion to approve the Arena License guidelines as distributed.

**SECOND:** Mrs. Burrell seconded the motion.

**FURTHER DISCUSSION ON THE MOTION:** Mr. Rudd wanted to clarify storage. Can they store it all in the ARC? Mr. Pippy told him he can as long as it is locked. They can transport it to the other area as needed.

**VOTE:** Mr. Stup-Aye  
Mr. Pippy-Aye  
Mrs. Burrell -Aye

The vote was unanimous **Ayes-3, Nay-0**  
**(Motion passed)**

6. Wine Privilege – Mr. Pippy read the guidelines. This gives Class A an option for applying for and additional privilege of offering a 5oz tasting of wine as long as they sell cheese, deli meats, crackers, etc. This is tentatively approved for discussion.
7. Regulation Update – Mr. Pippy read through the Regulations that were approved.
  - a. Wine Privilege – This is approved and will be added the Regulation Book.
  - b. Hotel, Barbershop & Beauty Salon – This is approved and will be added the Regulation Book.
  - c. Multi Day – This is approved and will be added the Regulation Book.
  - d. Define Society or Association – Club is the only one defined, special license he wants to add Club and a non-profit remove Society & Association. Per Diem licenses is to be issued to Club's or Non-profit's.
  - e. Multiple Licensee at a Special event – This is approved and will be added the Regulation Book.
  - f. Beer Festival – This is approved and will be added the Regulation Book.
  - g. Application – Endorsements – Requiring notaries for electronic copies. The new system will be online and all the documents will be submitted electronically. The Board is open to further conversation if the online system is not up by the next renewal.
  - h. Majority change in ownership – This is approved and will be added the Regulation Book. If the resident licensee changes this would require a conference.
  - i. Notification time frames – This is tabled and requires more discussion.
  - j. Date Change – This will apply to transfers. This is approved and will be added the Regulation Book.
  - k. Signatures – This is tabled and requires more discussion.

- l. Workman's Comp – This is approved and will be added the Regulation Book.
  - m. Officers Changes – This is approved and will be added the Regulation Book.
  - n. Lease – This is approved and will be added the Regulation Book.
  - o. Taxes – This is approved and will be added the Regulation Book.
  - p. Delivery process – This to remain the same.
  - q. Consumption Hours – This is approved and will be added the Regulation Book.
  - r. Hours of operation – This is approved and will be added the Regulation Book.
  - s. Charity Auction Item – Basket of Cheer is on legislation list.
  - t. Resignation of Licensee – This is approved and will be added the Regulation Book.
  - u. Alcohol Ratio – This is approved and will be added the Regulation Book.
  - v. Tables and chairs – Class A – This will remain the same unless permission is granted.
  - w. Give Away – This didn't need any updates. This was correct in book as is. The question was raised why do we care what money they give away? As long as it is not alcohol, who are we to say what they give away? This needs further discussion for change.
  - x. Forms of ID – This is approved and will be added the Regulation Book.
  - y. Infusion – This is approved and will be added the Regulation Book.
  - z. Corporate Seal – This is approved and will be added the Regulation Book.
  - aa. Movie Theatre – Review the State Law and what would apply to this theatre coming to Frederick County. This requires more research before this license can be issued. Mrs. Bussard will contact the owner to get a projected timeline.
8. Violation Reconsideration/Expungement- Mr. Pippy wanted the Board's input on this subject. Mr. Stup would consider no matter what the circumstances are that the offense of a sales to minor is equal to a DUI offense. He wants the records kept in their file forever and no expungement offered. He wants to know their history. Mrs. Burrell wants more clarification. Mr. Pippy added that not one jurisdiction offers this option. Mrs. Burrell stated that expungements and PBJ are not the same. Mr. Pippy asked for the game plan moving forward. Mr. Stup said he is not going to do any research. Mr. Pippy asked why, this something you and Commissioner Burrell wanted to explore. He is against offering this to one establishment. He reiterated that no other jurisdiction offers this option.

Mrs. Burrell would like offer the option of expungement. Also, she would like to suggest that we consider those who have interstate commerce and how this will affect their business. She doesn't feel that a manufacture and a licensed

restaurant are on equal footing. She is asking for suggestions from staff of specific scenarios that the Board could evaluate in a case like this. She wants to understand what background we are looking for when making these types of decisions.

Mr. Pippy would like to evaluate and discuss the ideas and suggestions for this being offered fairly across the board to all licensees. He doesn't feel we should go back 40 years and use that against the licensee. He compares this to traffic violations. They don't stay on your record forever. The goal is the change the behavior. Mrs. Burrell said it is unfair to the licensee's that all compliance checks don't happen to every establishment. This process needs to be revisited by the Health Department. Mr. Pippy added that other counties have the Liquor Board inspectors execute the compliance checks. This offers the Board control over it being done in fair manner. Frederick County currently operates the compliance checks through a grant to the Health Department.

9. Minutes Update – No updated minutes as of this hearing.

10. Public Comment – There was no public comment.

Meeting adjourned at 12:10 pm

Respectfully submitted,  
Dawn Shugars, Administrative Specialist V  
FREDERICK COUNTY LIQUOR BOARD